GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

ESTABLISHMENT – Water Resources Department – Sanction of decretal charges of Rs. Rs.62,829/- as on 25-3-2017 for depositing the same in the Motor Accidents Claims Tribunal (MACT) cum District Judge, Kadapa - Orders – Issued.

WATER RESOURCES (SER.III) DEPARTMENT

G.O.RT.No. 211 Dated: 09-05-2017

Read the following:-

1) Orders of the Hon'ble District Judge, Motor Accident claims Tribunal, Kdapa dated 15-3-1997 in OP Nos.388/1994 and 389/1994.

2) Orders of Hon'ble High Court of Judicazture at Hyderabad for the State of Telangana and the State of A.P. dated 8.7.2016.

3) From the Chief Engineer (Q. C. & APERL), Dowlaiswaram, Lr.No.CE/QC&APEL/AR/Dowlrm/Court cases/AB/6Govt and 23 Govt, dated 20-12-2016 & 18-2-2017.

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O R D E R :-

In the letter 3rd read above, the Chief Engineer, QC & APERL, Dowlaiswaram has stated that jeep bearing No.AIH 152 maintained by the Regional Soil Testing Laboratory, Kadapa unit met with an accident in Kadapa town on 25-10-1993 injuring Sri M.Venkata Rami Reddy. The injured person filed two petitions under M.V.O.P.No.388/1994 for claiming a compensation of Rs.12,000/- and M.V.O.P.No.389/1994 for Rs.1,41,000/- in the Motor Accident Claims Tribunal, Kapada on 25-4-1994.

2. In its orders 1st read above, the Motor Accident claims Tribunal, Kdapa awarded a compensation of Rs.6,000/- with interest at 12% per annum from 25-4-1994 (ie., the date of filling the petition) in OP No.388/1994 and Rs.13,000/- with interest at 12% per annum from 25-4-1994 in OP No.389/1994.

3. Against the above orders, an appeal was filed before the High Court of A.P. after depositing the half of the decretal amount and the claimant too filed CRP No.2989/2001 & cross objections (SR) No.85513 of 2001 citing inadequate compensation.

(PTO)

4. In its orders 2nd read above, the Hon'ble High Court dismissed both the appeals (ie., filed by Government and claimant) and upheld the verdict of the District Motor Accident Claims Tribunal, Kadapa.

5. The Chief Engineer, (QC&APERL) & District Water Resources Officer, Kadapa has stated that the decretal amount with interest and cost payable has been calculated and worked out and requested the Government to release the amount to the head of account 2700-80-001-SH (06)-340 other charges- 342 – other expenditure.

6. Government have observed that since the expenditure arise based on court orders, this has to be treated as CHARGED on the Consolidated Fund of the State and shall initially be met by way of an advance from the Contingency Fund and shall be debited to 2700-80-001-(06)-500/501 Compensation (Charged).

7. In view of the above, Government hereby accord permission to Chief Engineer, (QC&APERL) & District Water Resources Officer, Kadapa for sanction of Rs.62,829/- (Rupees Sixty two thousand eight hundred and twenty nine only) towards decretal charges as on 25-3-2017 for depositing the same in the Motor Accidents Claims Tribunal (MACT) CUM District Judge, Kadapa (in O.P. Nos.388/1994 and 389/1994 dated 15-3-1997).

8. The expenditure to be debited under the Head of Account "2700-80-001-(06) 500 / 501 Compensation (Charged)".

9. The Chief Engineer, (QC&APERL) & District Water Resources Officer, Kadapa shall take further necessary action in the matter, accordingly.

10. This orders issues with the concurrence of Finance (FMU-WRD-I) Department,vide their U.O. No.47027/89/FMU-WRD/2017, dt 8-5-2017.

(BY ORDER IN THE NAME OFTHE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR,
SECRETARY TO GOVERNMENT

To
The Chief Engineer, (QC&APERL) &
District Water Resources Officer, Kadapa – 516 001.
The Chief Engineer, (QC&APERL) /Andhra Region,
Water Resources, Dowlaiswaram -533 125.
Copy to Finance (WR.I) Department.
Sf/sc.

//FORWRDED::BY::ORDER//

SECTION OFFICER